

## HOWARD COUNTY BOARD OF COMMISSIONERS MEETING MARCH 4, 2013

The Howard County Board of Commissioners met in Regular Session on Monday, March 4, 2013, at 4:00 p.m. in Hearing Room 338 of the Administration Center. Those in attendance included President Tyler Moore, Vice President Paul Wyman and Member Brad Bray. Also present were County Attorney Larry Murrell and Auditor Martha Lake.

The meeting was called to order by Sheriff Steve Rogers, and conducted by President Moore. Commissioner Brad Bray led the Pledge of Allegiance, and Commissioner Wyman offered a word of prayer.

### IN THE MATTER OF APPROVAL OF MINUTES:

The minutes of the February 18, 2013, Regular Meeting, having been previously submitted and reviewed, were approved as submitted on a motion made by Mr. Wyman and seconded by Mr. Bray.

### IN THE MATTER OF DEPARTMENTAL REPORTS:

#### **PLAN COMMISSION:**

- 1) Plan Commission Director Greg Sheline informed the Commissioners that the Pre-Construction meeting for the nine Flood Mitigation properties to be demolished took place last week. At the current time, Alliance Excavating is progressing well in their Asbestos study, and should be completed by Wednesday or Thursday. Demolition will begin after the study has been completed and determined.
- 2) Mr. Sheline received word from Mary Moran that the Flood Mitigation Update Plan has been approved. It is now in the hands of their attorneys.

#### **SHERIFF'S DEPARTMENT:**

Sheriff Rogers submitted a contract from the Swank media firm that allows the Sheriff's Department to show movies and informational productions to the Criminal Justice Center inmates. The contract will need to be reviewed and amended by Mr. Murrell, but it is written the same as last year, and Swank will approve the same changes. Sheriff Rogers is asking that the contract be approved, and Mr. Moore be authorized to sign the contract when it is returned. A motion was made by Mr. Wyman to approve the media contract with Swank, with the same changes as the previous year's contract, and authorize the President to sign on behalf of the Board of Commissioners. The motion was seconded by Mr. Bray and carried.

#### **TREASURER'S OFFICE:**

Treasurer Ann Wells submitted a contract with Worrell Thomson Reuter, in the amount of \$16,000, for the printing of the 2013 tax bills. This is a change in vendor from the previous year, but does work with our current software provider. A motion was made by Mr. Wyman, seconded by Mr. Bray, and carried, to approve the contract with Worrell Thomson Reuter, in the amount of \$16,000, for the printing of the 2013 tax bills, subject to review by legal counsel, and authorize the President to sign on behalf of the Board of Commissioners.

### IN THE MATTER OF CLAIMS AND REPORTS:

Auditor Martha Lake submitted the following claims and reports for the Commissioners' information and approval:

1. **Operating Claims:** The Commissioners' Operating Claims, payable today, in the amount of \$314,873.44, were approved on a motion made by Mr. Wyman and seconded by Mr. Bray.
2. **Salary Claims:** The Commissioners' Salary, Hourly, and Overtime Claims, payable March 8 and 15, 2013, in the amount of \$355,403.53 each, were approved on a motion made by Mr. Bray and seconded by Mr. Wyman.
3. **Township Appeal Hearing:** Ms. Lake submitted the Township Assistance Appeal Hearing information for Marvell Townsend, Jr., Center Township. The Hearing was held on Friday, March 1<sup>st</sup>, and Mr. Tyler Moore was the Hearing Officer. After hearing testimony from Mr. Townsend and from the representative from the Center Township Trustee's Office, Mr. Moore recommends that the Board uphold the denial of the Township Trustee. Mr. Moore vacated the chair in order to make a motion to uphold the Township

Trustee's Denial of assistance to Mr. Marvell Townsend, Jr., Center Township. Mr. Wyman seconded the motion and the motion carried.

### **IN THE MATTER OF COUNTY ATTORNEY ISSUES:**

Attorney Larry Murrell submitted the following issues for the Board's information and approval:

1. **DLZ Invoice:** Mr. Murrell submitted an invoice for DLZ Indiana, Inc, in the amount of \$1,124.00, for services rendered through February 2, 2013, for the Criminal Justice Center Renovation and Technology Upgrade. This project is 93% completed. A motion was made by Mr. Wyman, seconded by Mr. Bray and carried to approve the DLZ Invoice, in the amount of \$1,124.00.
2. **Wilson Invoice:** Mr. Murrell submitted a statement from Assistant County Attorney Alan D. Wilson, in the amount of \$6,228.00. The statement includes the following litigation cases: Howard County Health Dept. vs Michelle Ciccone; Tiffany T. Love vs Marshall D. Talbert et al; Sha'nel Alsup vs Howard County; Jared Mote vs Howard County; and miscellaneous matters. The charges will be paid from the Insurance Deductible line item and the Contract Services line item. The statement was approved for payment as submitted on a motion made by Mr. Wyman and seconded by Mr. Bray.

### **IN THE MATTER OF COMMISSIONERS ISSUES:**

#### **COMMISSIONER BRAY:**

Mr. Bray submitted a Certificate of Organization of the Howard County Department of Emergency Management. This document of the Board of Commissioners certifies that the Howard County Department of Emergency Management has been organized pursuant to Ordinance No. 2012-BCCO-36, and follows paragraph two of the Ordinance as follows:

- A. Brad Bray: designee of the Board of Commissioners President
- B. Richard Miller: President of the Howard County Council
- C. Landon Barkley: designee of the Mayor of Kokomo; and
- D. Roger Waddell: jointly appointed by Russiaville and Greentown.

The Advisory Council is given authority to appoint additional members as they deem necessary. At its February 13, 2013 meeting, the Advisory Council appointed Mr. Larry Smith as director of the Department; and pursuant to paragraph two of the Ordinance, Mr. Brad Bray will serve as the Chairman of the Advisory Council. A motion was made by Mr. Bray to approve the Certificate of Organization for the Department of Emergency Management, and authorize the President to sign on behalf of the Board of Commissioners. The motion was seconded by Mr. Wyman and carried.

#### **COMMISSIONER MOORE:**

- 1) Mr. Moore submitted a letter received from the Forest Industry Safety & Training Alliance, Inc. concerning Chainsaw Safety Training Programs available from their organization, and encouraged the Board to contact them at their website or by phone.
- 2) Mr. Moore submitted a letter from FEMA, U.S. Department of Homeland Security, to attend a Risk MAP Resilience meeting for Howard County. This meeting is conducted by the Indiana Department of Natural Resources and FEMA Region V. The meeting will be held on Tuesday, March 19, 2013, from 2 – 4 p.m., at the Howard County Government Center in Hearing Room 101, 120 E. Mulberry St., Kokomo, IN 46901. The objective of the meeting is to discuss local flood related issues, identify strategies to reduce flood risk, and provide potential resource and support information.
- 3) Mr. Moore submitted Resolution No. 2013-BCCR-5, a resolution of the Howard County Board of Commissioners honoring the IHSAA Class 2A Girls Basketball State Runner-up, Eastern Lady Comets. The Resolution was read in full one time by Mr. Moore as follows:

**WHEREAS**, over this past season under five-year head coach, Jeremy Dexter, the Eastern Lady Comets basketball team earned the school's first ever IHSAA Girl's Basketball Tournament State Championship game berth; and

**WHEREAS**, after ending the 2012-2013 regular season with a 17/3 record, the Lady Comets went on to win the Madison-Grant Sectional title beating Tipton 53-44, the Lapel Regional beating Wabash 48/32, and the Warsaw North Semi-State beating Fort Wayne Bishop Luers 74/75 – all to secure their spot in the Class 2A State Championship game; and

**WHEREAS**, on March 2, 2013 at Indiana State University’s historic Hullman Center in Terre Haute, the Lady Comets did demonstrate their dedication and resolve to attain their goal by facing the defending state champion, Evansville Mater Dei High School, in a hard-fought battle for the state crown, only to fall to the Lady Wildcats 62/42; and

**WHEREAS**, the Lady Comets and Coach Dexter have thus distinguished themselves and the community which they represent, and well deserve public recognition and honor for this exceptional achievement.

**NOW, THEREFORE, BE IT RESOLVED BY THE HOWARD COUNTY BOARD OF COMMISSIONERS AS FOLLOWS:**

1. The Eastern High School Lady Comets basketball team is hereby publicly recognized and honored for earning the school’s first-ever IHSAA Class 2A Girls Basketball State Championship Game berth and state runner-up title.
2. The Eastern Team, Coach Dexter, parents, students, faculty, administration, fans and community are hereby commended for their enthusiastic and unwavering support during both the regular season and the tournament.
3. In honor of this remarkable accomplishment, we hereby declare and designate March 2, 2013, as the “Day of the Lady Comet” in Howard County, Indiana.
4. A copy of this Resolution shall be delivered to the Team and shall be made a part of the official records of the Howard County Board of Commissioners.

**DULY ADOPTED THIS 4<sup>TH</sup> DAY OF March, 2013**

**HOWARD COUNTY BOARD OF COMMISSIONERS**

One of the players on the team also received the Mental Attitude Award. Applause was given for the Eastern Lady Comets.

**IN THE MATTER OF PUBLIC COMMENT:**

President Moore opened the floor for public comment as follows:

**Mr. John West, Tipton County:** Mr. West owns property in both Tipton County and eastern Howard County. He has done extensive research on Wind Farms and wanted the Howard County Board of Commissioners to be aware of his research findings. Mr. West distributed copies of some of his research information to the Board of Commissioners. He also invited the Howard County Board of Commissioners to attend the Tipton County Board of Zoning Appeals Meeting on Wednesday, March 20, 2013. Mr. West submitted information concerning: (1) decrease in property values for properties close to the wind farms, (2) physical effects on animals and humans near wind farms, (3) TV, cell phone, and radio reception interruptions because of the wind turbine farm, and (4) the inability to put out electrical fires caused by a wind turbine.

Commissioner Moore asked Mr. West if he had reached out to land owners.

Mr. West replied that farmers, who have signed agreements with the Wind Farm companies, are under a gag order, but some are donating funds to help educate the populace. Mr. West believes that wind companies are not telling the whole truth. He is trying to give people the rest of the truth.

The Board of Commissioners thanked Mr. West for coming.

*There being no further business to come before the Board of Commissioners at this time,  
the meeting was adjourned at 4:45 p.m. on a motion made by  
Mr. Wyman and seconded by Mr. Bray.*

**HOWARD COUNTY BOARD OF COMMISSIONERS:**

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TYLER O. MOORE, PRESIDENT

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PAUL G. WYMAN, VICE PRESIDENT

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ROBERT B. BRAY, MEMBER

ATTEST:

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MARTHA LAKE, AUDITOR  
Howard County Board of Commissioner Meeting March 4, 2013